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Attorneys for Defendants/Counterplaintiffs/Third Party Plaintiffs  
The Eljen Group, LLC,  
Elven E. Jennings, Jack Elkins,  
Frank Lente and Steve Harper

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

NO. 8 MINE, LLC,

Plaintiff,

v.

THE ELJEN GROUP, LLC,  
ELVEN E. JENNINGS, JACK ELKINS,  
FRANK LENTE, AND STEVE HARPER,

Defendants.

Case No.: 3:18-cv-00028-WGC

Case No.: 3:18-cv-00104-WGC

STIPULATED  
PRELIMINARY INJUNCTION

THE ELJEN GROUP, LLC, ELVEN E.  
JENNINGS, JACK ELKINS, FRANK  
LENTE, AND STEVE HARPER

CounterPlaintiffs,

v.

NO. 8 MINE, LLC  
CounterDefendant.

1 THE ELJEN GROUP, LLC, ELVEN E.  
2 JENNINGS, JACK ELKINS, FRANK  
3 LENTE, AND STEVE HARPER

4 Third Party Plaintiffs,

5 v.

6 DAVID TACKETT, ARGENT ASSET  
7 GROUP, LLC, and ROBERT HIGGINS,

Third Party Defendants.

8 This matter having come to be heard on Defendants/Counterplaintiffs The Eljen  
9 Group, LLC's, Elven E. Jennings', Jack Elkins', Frank Lente's and Steve Harper's Motion for  
10 Preliminary Injunction [ECF No. 69 in Case No.: 3:18-cv-00104-WGC] and in  
11 Plaintiff/Counterdefendant No. 8 Mine, LLC and Counterdefendant David Tackett's  
12 opposition to the Motion for Preliminary Injunction [ECF No. 78 in Case No.: 3:18-cv-00104-  
13 WGC], which requested entry of a reciprocal preliminary injunction, and the Court having  
14 considered the parties' respective motions and the arguments of counsel at the June 18, 2019  
15 telephonic conference [Minutes recorded at ECF No. 93 in Case No.: 3:18-cv-00104-WGC],  
16 and legal counsel for Daniel Harrington, Pamella Harrington, and Nightwatch Marine, LLC  
17 having advised the Court at the June 18, 2019 telephonic conference of their concurrence in a  
18 global preliminary injunction, and the Court having been advised by the Parties that all Parties  
19 identified herein stipulate to the entry of a global preliminary injunction, the Parties hereby  
20 stipulate and agree as follows:

21 No. 8 Mine, LLC, David Tackett, The Eljen Group, LLC, Elven Jennings, Jack  
22 Elkins, Frank Lente, Steve Harper, Daniel Harrington, Pamela Harrington and Nightwatch  
23 Marine, LLC shall not dispossess any of the No. 8 Turquoise or Silver Bars in dispute in Case  
24 No. 3:18-cv-00028-WGC and Case No. 3:18-cv-00104-WGC until further order of this  
25 Court. For purposes of this Order, "No. 8 Turquoise or Silver Bars in dispute" shall be  
26 defined to be:

27 (i) the Number 8 Turquoise previously held in a Sparks, Nevada warehouse  
28 and/or at the storage facility at Mr. Jennings' home which was subject to Purchase Agreement

No. 1, [ECF No. 69-4 in Case No.: 3:18-cv-00104-WGC];

(ii) the Number 8 Turquoise previously held in a Winnemucca, Nevada warehouse which the subject of Purchase Agreement No. 2 [ECF No. 69-5 in Case No.: 3:18-cv-00104-WGC];

(iii) the Turquoise Ore received by David Tackett from Daniel Harrington and Pamella Harrington in or about August, 2017 that is currently in David Tackett's possession;

(iv) any Turquoise Ore that is in the possession of Daniel Harrington, Pamella Harrington and/or Nightwatch Marine, LLC;

(v) the Number 8 Turquoise acquired by No. 8 Mine, LLC/David Tackett from Paul Sugar, Sr. and/or Paul Sugar, Jr.; and

(vi) any silver bars delivered by Argent Asset Group, LLC to the parties, whether directly or indirectly, on or after July 13, 2017, except that this injunction shall not apply to silver bars of a value \$50,000 or less in the possession of Elven Jennings to allow for use for personal expenses.

This Order shall not prohibit the Parties from receiving, performing stabilization services, and/or returning to stabilization customers turquoise that is not "No. 8 Turquoise and Silver Bars in dispute" as defined in the preceding paragraph.

No Party is required to post a bond at this time.

The hearing scheduled for August 8, 2019 is hereby vacated.

DATED this 7<sup>th</sup> day of August, 2019.

DATED this 7<sup>th</sup> day of August, 2019.

DICKINSON WRIGHT PLLC

FABIAN VANCOTT

/s/ Brian R. Irvine

/s/ Jeffrey B. Setness

BRIAN R. IRVINE

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Case No. 3:18-CV-00028-WGC*

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*Attorneys for Plaintiff/Counter Defendant  
No. 8 Mine, LLC and Counter*

*Attorneys for Plaintiffs Daniel Harrington,  
Pamella Harrington, and Nightwatch Marine,  
LLC in Case No. 3:18-cv-00028*

*Defendant/Third Party Defendants David  
Tackett in Case No. 3:18-CV-00104-WGC*

1 DATED this 7<sup>th</sup> day of August, 2019.

DATED this 7<sup>th</sup> day of August, 2019.

2 SMIDT, REIST & KELEHER

WOODBURN AND WEDGE

3  
4 /s/ Michael Carrico

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11 *Attorneys for The Eljen Group, LLC, Elven*  
12 *E. Jennings, Jack Elkins, Frank Lente and*  
13 *Steve Harper, Defendants/Counter*  
14 *Plaintiffs/Third-Party Plaintiffs in Case*  
15 *No. 3:18-CV-00104-WGC*

16 \* \* \*

17 **ORDER**

18 IT IS SO ORDERED.

19 DATED this 8th day of August 2019.

20 William G. Cobb

21 THE HONORABLE WILLIAM G. COBB  
22 UNITED STATES MAGISTRATE JUDGE  
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